

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Valenzky, et al.
For : METHOD AND APPARATUS FOR
MAKING COMMERCIAL CRUSTLESS
SANDWICHES AND THE CRUSTLESS
SANDWICH MADE THEREBY
Our Docket : SMEE 2 13101-1-2

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In accordance with the disclosure requirements of 37 C.F.R. 1.97 and 37 C.F.R. 1.98,
Applicant cites the references identified on the enclosed form PTO-1449.

Copies of the documents are not submitted pursuant to 37 C.F.R. 1.98(d) since copies of the
documents were previously cited by or submitted to the Office in prior United States Application
Serial No. 10/331,031 filed December 27, 2002, and/or United States Application Serial No.
09/797,553 filed March 2, 2001, which are relied upon for an earlier filing date under 35 U.S.C.
§120.

Respectfully submitted,
FAY, SHARPE, FAGAN, MINNICH & McKEE

By: 

ROBERT V. VICKERS
Reg. No. 19,504
1100 Superior Avenue, 7th Floor
Cleveland, Ohio 44114-2579
Telephone: (216) 861-5582
Facsimile: (216) 241-1666

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(Substitute for Form 1449A/PTO) INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Complete if Known	
		Application Number	
		Filing Date	
		First Named Inventor	Valenzky
		Art Unit	
		Examiner Name	
Sheet 1	of 2	Attorney Docket Number	SMEF 2 13101-1-2

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee of Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		3,690,898	09-12-1972	PARTYKA	
		5,853,778	12-29-1998	MAYFIELD	
		4,382,768	05-10-1983	LIFSHITZ ET AL	
		3,769,035	10-30-1973	KLEINER ET AL	
		3,083,651	04-02-1963	COOPER	
		3,767,823	10-23-1973	WHEELER ET AL	
		3,862,344	01-21-1975	ZOBEL	
		2,765,755	07-12-1954	NAPOLILLO	
		3,111,914	11-26-1963	VIVIANO	
		3,095,832	07-02-1963	EVANS	
		3,182,611	05-11-1965	RUBENSTEIN	
		DES. 252,536	08-07-1979	GOGLANIAN	
		DES. 293,040	12-08-1987	GAGLIARDI	
		DES. 317,672	01-25-1991	PRESL	
		DES. 318,360	07-23-1991	SAM	
		5,500,234	03-19-1996	RUSSO	
		2,780,163	02-05-1957	LEE	
		3,044,883	07-17-1962	FERGUSON	
		5,567,454	10-22-1996	BOGDAN	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T²
		Country Code³	Number⁴	Kind Code⁵ (if known)				
		AU	A-40334/95		35,235	PERRINE		

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16, if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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				Valensky	
Examiner Name					
Attorney Docket Number				SMEE 2 13101-1-2	
NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, country, where published, source.			T ²
		LETTER DATED MAY 5, 2000.			
		SELECTED EXCERPTS FROM A BOOK <u>PASTA, PIES AND PASTERIES - TART RECIPES FROM AROUND THE WORLD</u> , AUTHORED BY URSULA KAISER.			
		SELECTED EXCERPTS FROM <u>THE PAMPERED CHEF</u> .			
		A RECIPE AND INSTRUCTION BOOK ENTITLED <u>THE PAMPERED CHEF</u> .			
		COMPLAINT FILED BY ALBIE'S FOODS, INC. AGAINST MENUSAVER, INC., FILED ON JANUARY 11, 2001.			
		"50 GREAT SANDWICHES" CAROLE HANDSLIP, PP. 81-84, 86, 95, 1994.			
		EXCERPT FROM <u>THE WICHITA EAGLE</u> , CITY EDITION, LIVING SECTION, PAGE 1C, AUGUST 14, 1994.			
		EXCERPT FROM EDITORIAL BY E.S. BAUGHMAN, STATE-RECORD CO., COLUMBIA, SOUTH CAROLINA, 1991.			

Examiner Signature		Date Considered	
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